

1 SCOTT N. SCHOOLS (SCBN 9990)
United States Attorney

2 BRIAN J. STRETCH (CABN 163973)
3 Chief, Criminal Division

4 WENDY THOMAS (NYBN 4315420)
Special Assistant United States Attorney

5 450 Golden Gate Avenue
6 San Francisco, California 94102
7 Telephone: (415) 436-6809
Facsimile: (415) 436-7234
8 E-Mail: wendy.thomas@usdoj.gov

9 Attorneys for United States of America

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) Criminal No. CR 3-07-70694 BZ

14 Plaintiff,)

15 v.)

16 ROBERTO IMSON LAMMATAO,)

17 Defendant.)
18)
19)

**[PROPOSED] ORDER AND
STIPULATION EXTENDING TIME
FROM NOVEMBER 29, 2007 TO
DECEMBER 6, 2007**

20 The parties appeared before the Honorable Bernard Zimmerman on November 29,
21 2007. With the agreement of counsel for both parties, the Court found and held as follows:

22 1. The parties agree to extend time for the preliminary hearing under Federal Rule of
23 Criminal Procedure 5.1, and extending the 30-day time period for indictment from November 29,
24 2007 to December 6, 2007. F.R.C.P. 5.1(d). Counsel for defense is reviewing the evidence to
25 determine whether a pre-charge disposition is appropriate. Only after evaluating the evidence
26 will counsel be in a position to evaluate what steps to take in this case. Taking into account the
27 public interest in the prompt disposition of criminal cases, these grounds are good cause for

28 **[PROPOSED] ORDER AND
STIPULATION EXCLUDING TIME
CR 3-07-70694 BZ**

1 extending the time limits for a preliminary hearing under Federal Rule of Criminal Procedure
2 5.1.

3 2. Accordingly, and with the consent of the defendant, the Court orders that the time
4 from November 29, 2007 to December 6, 2007, not be included in the ten day preliminary
5 hearing calculation in Federal Rule of Criminal Procedure 5.1(c).

6 IT IS SO STIPULATED.

7 DATED: 12/3/07

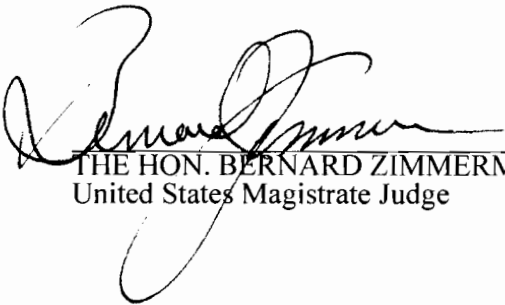
/s/
GILBERT EISENBERG
Counsel for the defendant

10 DATED: 12/3/07

/s/
WENDY THOMAS
Special Assistant U.S. Attorney

12 IT IS SO ORDERED.

14 DATED: 4 Dec 07


THE HON. BERNARD ZIMMERMAN
United States Magistrate Judge

28 [PROPOSED] ORDER AND
STIPULATION EXCLUDING TIME
CR 3-07-70694 BZ